

ACPG Legal Issues Sub-Committee
Prioritization List – Updated 2/03/09

| PREVENTION / HARM REDUCTION | | | |
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| Correlates to an Objective in the Prevention Strategic Plan | Priority | Discussion Points | Recommended Action |
| <u>Information Dissemination</u> FY 2009/10 Media campaign on problem gambling awareness and treatment availability | <i>Produce TV and radio commercials and get airtime contributed by network</i> | | Forward to ACPG (5/23/08) Recommend forwarding to the Prevention Sub-Committee (7/18/08) |
| <u>Problem Identification and Referral</u> FY 2009/10 Develop list of existing intervention and referral services available to residents of Nevada | <i>Add pro-bono legal resources to the Resource Locator on the NV Council website</i> | <ul style="list-style-type: none"> - NCPG would commit to doing this either on case by case basis, or on the web-based Resource Locator, provided attorneys agree to have that information published online. - Carol added that many of the legal issues presented by PG and families are not criminal issues, so both criminal and non-criminal pro-bono legal aid is needed. - Distribution of resource directory for pro bono legal services as submitted by attorney James Vilt. (Washoe Legal Services, Clark County Legal Services and Volunteer Attorney's of Rural Nevada) Resource list should also be disseminated among problem gambling treatment facilities and counselors. | Independent of ACPG (NCPG and Public Defenders Office) (5/23/08) Include resources provided by James Vilt on the resource locator (7/18/08) |
| <u>Community Based Processes</u> FY 2009/10 Promote support and utilize multi-agency activities and inter-agency coordination | <i>Request consistent inclusion of problem gambling information & resources in Court mandated education programs such as:</i> <ul style="list-style-type: none"> - "Children Coping | <ul style="list-style-type: none"> - This recommendation offers minimal education, but also minimal effort and maybe considered just a starting place for someone in need. | Forward to ACPG (5/23/08) Work will fall to the Legal Sub-Committee (7/18/08) - self-help center at |

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| | <i>with Divorce”</i> - <i>required financial education classes before & after filing bankruptcy</i> | | legal services (Vilt) - informational hallway at family court (Moss) - Drug Court/MH Court required classes should include PG – Administrative Office of the Court (Nora) |
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| INTERVENTION | | | |
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| Correlates to an Objective in the Prevention Strategic Plan | Priority | Discussion Points | Recommended Action |
| | <i>Establish a Gambling Court in existing courts as judges are willing and use it as a model for the rest of the state. Gather numbers and data and share the experience in seminars and talks given to legal groups.</i> | - Judge Moss discussed the preliminary results of the judicial survey. Indicated that judges didn’t have adequate time to answer and return the survey and recommended opening the survey for another month. - Dr. Nora, Judge Moss, Judge Albright, and Carol O’Hare would also consider working together to amend or add a question to help the sub-committee better understand the level of awareness of PG behaviors among defendants. | Tabled (5/23/08) Results of Judicial Survey indicate need and interest for legal education in PG – Recommend training be the top priority: added to workforce development (7/18/08) |
| | <i>Gambling requirements made a part of probation terms</i> | - Judges need to see some documentation from defense or police about PG behaviors related to the circumstances of the case. - Judge Albright recommended the checklist | Tabled (5/23/08) Pre-Sentence Interviews and Reports (7/18/08) |

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| | | <p>for judges and investigators that Denise Quirk has developed for sentencing orders. This helps authorities better understand the level of treatment that might be needed and therefore required by the judge as part of the probationary terms.</p> <ul style="list-style-type: none"> - Denise said that she would share this information with the sub-committee so that further discussions could take place at the next meeting. - GPPC's companion guideline for judges should be disseminated upon completion of the research study. (7/18/08) | <ul style="list-style-type: none"> - Police and Counselor need to have scripted PG questions to ask defendants (Ciciliano and Nora) |
| <p>Problem Identification and Referral (2) FY 2011/12 Advocate for the inclusion of problem gambling screening questions in other appropriate surveys; Include problem gambling prevention and psycho-education classes in all substance disorder treatment programs</p> | <p><i>Mandate problem gambling screening in any situation where Drug & Alcohol Screening is conducted</i></p> | <ul style="list-style-type: none"> - In the criminal case realm this would be done as part of pre-sentencing - Carol countered with her experience that in the treatment realm PG screening needs to be done more often than it probably is being done when clients present for Drug and Alcohol. - Board of Examiners may be able to play an important role in establishing PG screening within SA Treatment Programs. (7/18/08) | <p>Forward to the ACPG (5/23/08) Partner with the Board of Examiners (7/18/08)</p> <ul style="list-style-type: none"> - Dr. Nora is a board member |

WORKFORCE /PROFESSIONAL DEVELOPMENT

| Correlates to an Objective in the Prevention Strategic Plan | Priority | Discussion Points | Recommended Action |
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| | <p><i>Collaborate with UNLV School of Law to include PG related self-help classes such as "Representing</i></p> | <ul style="list-style-type: none"> - Dr. Nora asked Nikki Dupree to look into this possibility | <p>Independent of ACPG (would be recommended to UNLV) (5/23/08 and 7/18/08)</p> |

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| | <i>Yourself in a Court of Law” as part of their effort to educate the community through law students as teachers.</i> | | - Sub-committee members may be able to assist with development of materials for presentations by law students (Dupree) |
| Problem Identification and Referral FY 2009/10 Enhance, through partnerships and cross-training, the links between legal professionals and treatment programs | <i>Offer CLE credits for attorneys and judges (recommendation revised 8/29/08)</i> | <ul style="list-style-type: none"> - Legal track during the Nevada Council on Problem Gambling’s Annual Conference in March 2009; - Training with Judge Farrell regarding problem gambling courts (either as part of the state conference or as a separate training. - Nevada State Bar conference - Training for those involved with Lawyers Concerned for Lawyers | Forward to the ACPG (8/29/08) |
| Social Policy and Environmental Approaches FY 2009/10 Develop a guide for the legal community to help them address problem gambling through screening, assessment, and referral to treatment | <i>Develop and disseminate Problem Gambling Informational Kits for Judges (recommendation revised 8/29/08)</i> | <ul style="list-style-type: none"> - Informational Kits for Judges should be developed and disseminated through the Nevada Council on Problem Gambling. - Carol O’Hare asked how that impacts the current cycle of funding. Laura asked that an estimated budget be submitted to the GMU prior to the next ACPG meeting for review and recommendation. - Judge Moss provided an accounting of the numbers of judges that would need kits (141 judges and hearing masters). There are 8,500 licensed attorneys which is a far greater number than reasonable for this educational effort. | Forward to the ACPG (7/18/08 revised 8/29/08) <ul style="list-style-type: none"> - Informational kits could be developed in collaboration with the Prevention Sub-Committee (7/18/08) - Informational kits to developed and |

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| | | | disseminated through the NCPG. (8/29/08) |
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| LAWS AND LEGAL PROCESS CHANGES | | | |
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| | <i>Work toward amending 458.290 to include “all addictions” and 458.300 to include “gambling addict” language so that diversion can be offered to compulsive gamblers and an avenue opens up for legal professionals to use to help gamblers.</i> | <ul style="list-style-type: none"> - BDR has been submitted as a placeholder in the Governor’s Office and ACPG has discussed and voted to support this effort in their Advisory Committee Meeting on May 22. - On August 29, Mary Liveratti reported to the sub-committee that the Governor’s Office has included this bill request as part of the 100 allowable BDR’s from his office. | ACPG approved this recommendation (5/22/08) |
| | <i>Propose revision of the regulation to establish minimum uniform standards for ‘self-limiting’ programs, such as mandatory 1 yr. term for initial requests, regardless of which component is being limited (check cashing, credit, Direct mail marketing).</i> | <ul style="list-style-type: none"> - There is not a standard definition or practice for “self-limiting” and needs to be addressed in collaboration with industry and across jurisdictions too. | Table/over-reaching sub-committee’s ability (5/23/08) |
| | <i>Support a 1 year pilot project, with funding, for a</i> | <ul style="list-style-type: none"> - Dr. Nora asked where we could get evidence that proves the necessity of a full | Forward to ACPG (8/29/08) |

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| | <i>dedicated Problem Gambling Public Defender in Clark County.</i> | <p>time PG defender. Kristine Kuzemka offered that she has 3 cases on her desk (which is average) times 80 public defenders. 240 cases would warrant a full time person, and those numbers would probably increase once word got out.</p> <ul style="list-style-type: none"> - Peter James suggested that the bad check unit at the Clark County District Attorney's Office would have the numbers of "bad check cases that involved casino markers." Though this wouldn't include all cases concerning PG, it would be a good indicator. Judge Moss will call Bernie Zadrowski to obtain some information. | <ul style="list-style-type: none"> - Kristine Kuzemka will send an estimated budget to the GMU the week of September 1. - Judge Moss will obtain some statistics from the CCDA Bad Check Unit. |
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| RESEARCH AND DATA DEVELOPMENT | | | |
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| | <i>Begin increased awareness and data collection of gambling-related crimes immediately and share the information among legal personnel. This data will reinforce the discussion about the need to amend statutes and open doors for gambling specialty courts.</i> | <ul style="list-style-type: none"> - Dr. Nora asked Nikki Dupree to try locating some case volume on PG. - Judge Moss said that police and judges need to make it point to ask about PG in the court case process. Getting more PG related circumstances in the court record (identifying more cases as being related to PG behaviors) is needed in order to increase the number of cases coded as PG addiction related which will then also increase court case volume. | Table until more information can be gathered and shared (5/23/08) |
| | <i>Track the case history of</i> | <ul style="list-style-type: none"> - Laura suggested the possibility of collecting | Table until more |

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| | <i>problem gamblers and their experience through the court system, determine if results successful i.e. recidivism</i> | this information somehow in the follow-up work for the research grant with UNLV. | information can be gathered and shared (5/23/08) |
| | <i>Work with the Gaming Control Board to develop a reporting mechanism to track and evaluate usage of ‘self-limiting’ options by gaming patrons. (Currently there is a requirement for licensees to report underage gaming incidents; this would be similar – just a monthly or quarterly tally of new requests, and the total number of people currently on the company’s self-limit list.)</i> | - This is a secondary issue since the first objective would be to have standardized definitions and practices of “self-limiting” program so that if there a system to track and evaluate, research would be valid comparisons. | Table / over-reaching sub-committees ability (5/23/08) |